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PART II EXTRAORDINARY

No.485

AMARAVATI, WEDNESDAY, APRIL 10, 2024

G.30

NOTIFICATIONS BY HEADS OF DEPARTMENTS, Etc.

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**SUPERINTENDENT OF POLICE,
KURNOOL.**

Rc.No.A6/PR-05/2014.

Dated: 11.09.2023.

MEMO

KURNOOL DISTRICT - ORAL ENQUIRY AGAINST Sri G.NARASIMHULU, PC.601 ATTACHED TO DAR, KURNOOL - CHARGES HELD PROVED - SUPPLYING OF LETTER OF SDPO, ADONI - FURTHER REPRESENTATION - CALLED FOR.

- Ref:**
1. Charge Memo C.No.A6/PR-05/2014, Dated:10.04.2014.
 2. This office Progs. C.No.A6/PR-05/2014, Dated:15.08.2014
 3. This office Progs. C.No.A6/PR-05/2014, Dated:06.09.2022
 4. Letter C.No.133/SDPO-ADN/2023, dated.25.07.2023 of SDPO, Adoni

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The SDPO, Adoni has submitted his letter 4th cited stating that he has conducted OE. As per existing documentary evidence, the SDPO, Adoni held the charge as **PROVED** against the charged officer Sri G.Narasimhulu, PC.601, DAR, Kurnool as exparte. A copy of letter 4th cited is communicated.

On going through the content of above letter and as per documentary evidence appreciated by the Inquiry Officer based on which he came to the conclusion that charges against the charged officer Sri G.Narasimhulu, PC.601, DAR, Kurnool are **PROVED**. It appears that he has committed the offence mentioned in article of charge.

Sri G.Narasimhulu, PC.601, DAR, Kurnool is hereby directed to submit his further representation within 15 days from the date of receipt of this memo, failing which it will be construed that he has no further representation to submit and the further action will be taken on the merits of the case.

Acknowledge the receipt of the memo along with letter 4th cited immediately.

Encl: Letter 3rd cited.

G. KRISHNAKANTH,
Superintendent of Police,
Kurnool.

To

Sri G.Narasimhulu, PC.601, DAR, Kurnool through R.I.(Admin), DAR, Kurnool.

**INQUIRY REPORT ON THE DEPARTMENTAL ENQUIRY HELD AGAINST SRI
G. NARASIMHULU, PC-601 ATTACHED TO DAR, KURNOOL**

SUBMITTED BY : **SRI. J. SIVA NARAYANA SWAMY.**

ENQUIRY OFFICER : Sri J.Siva Narayana Swamy.
Sub Divisional Police Officer,
ADONI
Kurnool Dist.,

VIDE LETTER NO : 1) PR No. A6/05/2014 dated.10.04.2014
of the Superintendent of Police, Kurnool.

2) PR No. A6/OEPR-10/2014, dated.
19.12.2022 of the Superintendent of
Police, Kurnool.

3) O.E.P.R. No.01/SDPO-ADN/2022 dated
10.09.2022 of the Sub Divisional Police
Officer, Adoni.

* * * * *

1) Under Sub Rule (2) of Rule 20 of A.P.C.S. (CC & A) Rules, 1991, I was appointed by the Superintendent of Police, Kurnool, as an inquiry authority to enquire into the charges framed against **SRI. G. NARASIMHULU, PC-601 ATTACHED TO DAR, KURNOOL.** (Here in after referred as charged Officer) vide Proceedings A6/05/2014 dated 10.04.2014 of the Supdt., of Police, Kurnool. I have completed the enquiry, and based on the documentary and oral evidence adduced before me, I am submitting the following inquiry report.

2) The Inspector of Police, Adoni I Town P.S., was appointed as Presenting Officer in terms of Rule 20(5) of A.P.C.S. (CC & A) Rules, 1991.

**3) PARTICIPATION BY THE CHARGED OFFICER IN THE INQUIRY AND
DEFENSE ASSISTANTS AVAILABLE TO HIM**

The C.O (PC-601) Sri G. Narasimhulu, attached to D.A.R. Kurnool, did not participate in the inquiry from the beginning to the end. Moreover, his whereabouts are not known till the completion of O.E.

**4) ARTICLE OF CHARGE AND SUBSTANCE OF IMPUTATION OF
MISCONDUCT OR MISBEHAVIOR**

The following Article of charge was framed against the charged Officer (PC-601) Sri G. Narasimhulu, attached to D.A.R. Kurnool.

"Exhibited gross neglect of duty and reprehensible conduct and misbehaviour by taking a loan of Rs.45,000/- and 5 tulas gold from Vemula Sony w/o Daniel resident of Balaji Hills, Uppal, Ranga Reddy District and not returning to her. Further, you threatened her by abusing her in filthy language on the phone. By the above acts, you tarnished the

image of Police in the eyes of the Public and also violated Rules 3 and 9 of A.P.C.S (Conduct) Rules, 1964 being a Government servant".

According to the basis of the charge, "You (G. Narasimhulu, PC 601) are attached to D.A.R., Kurnool. Smt. Vemula Sony, w/o Daniel, a resident of Balaji Hills, Uppal, Ranga Reddy District, is working as a teacher in a private school. You met her through her friend Rani w/o Raja Kumar and stated that you are under suspension and facing several problems and requested her to provide a loan on interest. Smt. Vemula Sony, w/o Daniel, has agreed and given an amount of Rs. 45,000/- and 5 tulas gold on 16.01.2012 without informing her husband. Even after the completion of 6 months, you did not re-pay any amount to her. On 17.09.2012, she met the S.D.P.O., Kurnool, for justice. Then you promised her that you would repay the amount before March 2013, but you failed to repay the amount.

Further, you have threatened Smt. Vemula Sony w/o Daniel, also abused her in filthy language on the phone. Thus you have exhibited reprehensible conduct, and misbehaviour and tarnished the image of Police in the eyes of the public".

Rule 3. General:

1. Every Government Employee shall be devoted to his duty and shall maintain absolute integrity, discipline, impartiality and a sense of propriety.
2. No government employee shall behave in a manner which is unbecoming of such employee or derogatory to the prestige of the Government.
3. No. Government employee shall act in a manner which will place his official position under any kind of embarrassment.

The whole enquiry was held from the beginning to the end without the presence of the charged Officer because the charged Officer PC-601 Sri G. Narasimhulu, attached to D.A.R. Kurnool, had been missing for about 10 years, and his whereabouts are not known despite all-out efforts. Further, it is not advisable to keep the oral inquiry pending for nearly 10 years without any progress. As such, the entire oral inquiry has been conducted in a judicious manner.

5) CASE OF DISCIPLINARY AUTHORITY

To substantiate the allegations against the C.O. Two witnesses were examined and recorded their statements, and 03 documents were marked as exhibits on behalf of the prosecution. Further, one document i.e., the death certificate of the witness Keshi Reddy Gari Bhaskar Reddy of Peapully, was marked as Ex.P4.

The gist of the statements of two P.W.s is as follows.

PW-1: Smt. Vemula Sony w/o Daniel r/o Balaji Hills, Uppal, Rangareddy Dist, Telangana State. Recorded on 21.06.2023 at S.D.P.O.'s office, Adoni.

"On examination she stated that her name is Vemula Soni w/o Daniel, and residing in Balaji Hills, Uppal, Ranga Reddy Dist of Telangana State. One G.

Narasimhulu (PC.601, Kurnool Dist), who is familiar to her friend Rani w/o Rajkumar, whom she has known for the last ten years, also resides in Balaji Hills, Uppal, came to her along with his wife and said that currently he is under suspension and prayed her to help money so saying said that he would repay the money within one month with an interest otherwise the wife and children of C.O. will have suffer a lot. For that, her friend Rani recommended to C.O. and told her to help since she is also helping him. Greedy for interest to the principle money, she had given him 5 tulas of gold and 45 thousand rupees cash on 16.01.2012 to the charged Officer. Even after one month, he did not repay the money. Realising his deception after six months, she went to local Medipalli Police Station to give a report, but no one noticed her. Later she met with D.S.P. Kurnool and stated her problem. He told her to meet again as he was on leave. As soon as she came to know about G. Narasimhulu, PC-601 joined the job on 17.09.2012, as such she immediately approached the D.S.P., intern they responded immediately and summoned G. Narasimhulu and when asked about her money and Gold then C.O., promised before the D.S.P. that he would pay the entire amount by March 2013 but nothing has paid so far.

Moreover, he used to talk on the phone in a way that could not be written in the report. He said, "I will not give money, go to whoever you want" and threatened her with dire consequences that he would see her end together and also her children if she communicated this matter to anyone else. After coming to know the matter, her husband gradually moved away with her on suspicion. Her husband has not allowed her to go to her parent's house. At this juncture, she wrote a letter to S.P. Kurnool to support herself and her family. In this connection, G. Narasimhulu has executed a promissory note for Rs.1,45,000/- to her in his handwriting on 16.01.2013 and she submitted a copy. Her report submitted to S.P. Kurnool is marked as **Ex.P1**, and a copy of the promissory note is marked as **Ex.P2**.

Since the oral enquiry was commenced without the presence of charged Officer, there is no scope for cross-examination or re-examination.

PW-2. Sri G. Prasad, Inspector of Police, S.B., Kurnool, formerly Inspector of Police, Peapully U.P.S. Recorded on 10.07.2023 at Dist Police Office, Kurnool.

He is currently working as Inspector of Police, S.B. Kurnool. In 2013, during his tenure at Pepully as Inspector of Police, he received representation of Smt. Vemula Soni w/o Daniel, Balaji Hills, Uppal, Ranga Reddy Dist from C.M. A.P., Hyderabad and Superintendent of Police, Kurnool for enquiry against PC 601 G. Narasimhulu of V.R. Kurnool. He enquired on the petition and submitted an enquiry report to the Superintendent of Police, Kurnool, on 11.10.2013. Again on 08.01.2014, he received a radio message from the office of Superintendent of Police vide Rc.No. A6/5602/2014. As seen, the petitioner Vemula Soni w/o Daniel r/o Balaji Hills, Uppal, Ranga Reddy Dist has alleged that the Civil Police Constable-601 G. Narasimhulu, of V.R. Kurnool, has taken 5 tulas gold and cash

Rs.45000/- from her on interest on 16.01.2012 saying that he was placed under suspension as such it was difficult for him to run the family.

Later the said G.Narasimhulu did not repay the amount to her. Moreover, he threatened her over the phone even though he was absconding. In this connection, once again, she was summoned, and on enquiry, the petitioner stated that she is residing in Uppal of Ranga Reddy Dist and working as a teacher in a private school. PC-601 G. Narasimhulu of Kurnool Dist met her through her friend Rani w/o Raja Kumar. After being told that he was under suspension and facing many difficulties, he asked for money for interest. She gave 5 tulas gold and 45 thousand rupees cash on 16.01.2012 to G. Narasimhulu, PC 601, without the knowledge of her husband. Even after six months, the said PC 601 G. Narasimhulu did not repay any amount to her. Then she approached Sub. Divisional Police Officer, Kurnool for Justice. Later on 17.09.2021, she again met with S.D.P.O. Kurnool when she learned about the constable joining the duty. The counter-petitioner assured her he would repay the entire amount on or before March 2013. But till today, he did not pay a single pie to her.

Moreover, Pc 601 G. Narasimhulu threatened the petitioner over the phone with extravagant words. On that, for justice, she sent the petitions to the office of Hon'ble Chief Minister, A.P., Hyderabad. The Inspector of Police, Peapully recorded her statement. During enquiry, it came to light that, P.C. 601-G Narasimhulu is residing in Peapully, and earlier, he worked in Tuggali and Yemmiganur Traffic Police Stations as a constable. As he was addicted to bad habits, took debts from many people, and did not attend his regular duties, he was declared deserter from Yemmiganur Traffic P.S. Due to various allegations the C.O., was attached to A.R. Headquarters. Later on 20.12.2012, he went on CL from D.A.R., Kurnool and did not turn up and no information to Headquarters about his absence. He also learned that in this connection, the Officers of A.R. Headquarters also sent reports against him to D.P.O. Kurnool. Currently, PC 601 G. Narasimhulu was absconding from Peapully village. Therefore it was not possible to serve the deserter memo to PC 601. In this connection, when examined, the then V.R.O. Bhaskar Reddy of Peapully, stated that PC 601 G. Narasimhulu has not been living in the village for two years and has not maintained contact with his family members and even he has not attended his own mother's funeral also. The relatives of PC 601 G. Narasimhulu also stated that he was addicted to bad habits, so he incurred heavy debts in and around the villages. After taking loans, he quit the relationship with them. He also sincerely tried to know his whereabouts with A.R. Headquarters, but they did not have such information. After enquiring in Peapully village, Tuggali and Yemmiganur Police Station concluded that PC 601 G. Narasimhulu was addicted to bad vices, borrowed cash many times from others, and did not repay them. As such, he ducked at the stroke and absconded from Kurnool Dist. He submitted a detailed enquiry report to the Superintendent of Police, Kurnool, on 02.02.2014. Today,

i.e., on 10.07.2023, while conducting O.E. he narrated the above facts. His report against PC 601 G. Narasimhulu, submitted to the Superintendent of Police, Kurnool, on 02.02.2014, was marked as **Ex.P3.**

Since the oral enquiry was commenced without the presence of charged Officer, there is no scope for cross-examination or re-examination.

6) CASE OF THE DEFENDANT :

All out sustained efforts have been made to serve memorandum of charge PR.No. A6/05/2014 dated 10.04.2014 of the Superintendent of Police, Kurnool, to PC 601- G. Narasimhulu of V.R. Kurnool but could not be succeeded since his whereabouts were not known. Moreover, the traces of his family also could not be elusive.

The O.E. was completed on 10.07.2023 without C.O. because the O.E. file has been socked since 2014 without any progress. Moreover, it is merely a waste of time and energy to keep pending the O.E. as such, completed it without prejudice.

7) ANALYSIS AND ASSESSMENT OF EVIDENCE :

The following Article has been initiated against the charged officer PC 601 G. Narasimhulu of V.R. Kurnool, that "Exhibited gross neglect of duty and reprehensible conduct and misbehaviour by taking a loan of Rs.45,000/- and 5 tulas gold from Vemula Sony w/o Daniel resident of Balaji Hills, Uppal, Ranga Reddy District and not returning to her. Further, you threatened her by abusing her in filthy language on the phone. By the above acts, you tarnished the image of Police in the eyes of the Public and also violated Rules 3 and 9 of A.P.C.S (Conduct) Rules, 1964 being a Government servant".

Now it has to be decided whether the charge is proved against Sri G. Narasimhulu, PC 601 of D.A.R. Kurnool.

During the inquiry, one private and one Official witness were examined and recorded their statements duly marking 03+1 documents as exhibits.

The O.E is completed on 10.07.2023 without the presence of charged Officer since it is impossible to trace him; his whereabouts are not known from the beginning to the end of the oral enquiry. Moreover, it is not feasible to trace him in near future.

Before concluding the oral enquiry, having elucidated some of the apparent facts to the notice of kind Superintendent of Police, Kurnool, i.e., punishing authority, for the favour of kind consideration.

The charged Officer Sri G. Narasimhulu, PC-601, attached to D.A.R. Kurnool, is a native of Peapully village & Mandal of Kurnool Dist. He was enlisted as CIVIL Police Constable No. 601 in Kurnool dist. Earlier, he worked in Dornipadu PS, Tuggali PS and Yemmiganur Traffic P.S.s, respectively. He was brought to V.R. Kurnool on 17.09.2012 from Yemmiganur Traffic P.S.

While he was under suspension on 16.01.2012, the charged Officer PC-601 G. Narasimhulu, attached to D.A.R. Kurnool, met the petitioner Smt. Vemula Sony, w/o Daniel, a resident of Balaji Hills, Uppal, Ranga Reddy Dist, working as a teacher in a private school through her friend Rani w/o Raja Kumar and told that he has been under suspension and facing several problems and requested her to provide loan on interest. The petitioner Smt. Vemula Sony w/o Daniel has agreed and given an amount of Rs. 45,000/- and 5 tulas gold without informing her husband. Even after the completion of 6 months, he did not repay any amount to her. On 17.09.2012, she met the S.D.P.O., Kurnool, for justice. The charged Officer promised the petitioner that he would repay the amount on or before March 2013, but he failed to do so. Moreover, he used to threaten the petitioner, Smt. Vemula Sony w/o Daniel and also abused her in filthy language on the phone.

Further, while he was in V.R. Kurnool, he went on C.L from 14.12.2012 to 20.12.2012, granted by R.I.A.R., Admin, Kurnool and due for duty on 20.12.2012, but he did not turn up to duty. He has been declared as deserter by the then Superintendent of Police, Kurnool, vide D.O.No. 124/2013 in C.No. A3/Desert/1801/2013 dated 05.02.2013. Since it was not possible to serve the deserter memo to PC 601. The then Superintendents of Police, Kurnool, gave two oral inquiries against the Charged Officer, shown below:

- On 09.04.2014 & 10.04.2014 **Sri. K. Raghurami Reddy, I.P.S., the then Superintendent of Police, Kurnool,** initiated two memoranda of charges against PC 601 Sri G. Narasimhulu and for causing service sent them to R.I.A.R Kurnool since the C.O PC 601 has been attached to D.A.R., Kurnool in the year 2012.
- But the Charged officer PC 601 went on leave for 6 days from 14.12.2012 to 20.12.2012 and did not turn up to duty to D.A.R. Kurnool even after the leave was over, and his whereabouts are not known till today.
- As such, after being futile efforts of R.I.A.R, Kurnool resubmitted both the Memoranda of charges to the kind Superintendent of Police, Kurnool stating that the above charged Officer was not available at his native place of Peapully and his whereabouts are not known. In this connection, he recorded the statements of V.R.O. of Peapully, A.R.S.I. B. Lingaiah and PC 3358 of Peapully PS and submitted the same along with the report.
- Further, as per the instructions of the then Superintendent of Police, Kurnool, the then Inspector Sri G. Prasad of Peapully circle also made hectic, persistent, sincere and relentless efforts with the assistance of his circle staff to trace the Charged officer PC 601 since his native place is Peapully village & Mandal and subsequently after making all efforts submitted a detailed report to the kind Superintendent of Police, Kurnool on 02.02.2014.
- But **the then Superintendent of Police, Kurnool Sri Ake Ravi Krishna, IPS.,** has sent both the O.E files vide 1st and 2nd cited references to Inspector of Police, Kodumuru as enquiry authority to inquire into the charge framed against Sri G. Narasimhulu, PC 601 attached R.I.A.R. Kurnool.
- To conduct OE Sri D. Prabhakar, the then Inspector of Police, Kodumuru circle, has inquired at his native place and villages of his relatives to know his location, but in vain.

Further, he procured a copy of F.I.R. Cr.No. 140/2015 u/s Man Missing from Kurnool II Town U.P.S., which registered a case on the report of the wife of PC 601 Sri G. Narasimhulu and submitted the same along with the report. After futile efforts, subsequently resubmitted both the

- O.E. files and a detailed report to the kind Superintendent of Police, Kurnool said that without the charged Officer's presence, the O.E. could not be taken up.
- Based on the above facts **Dr. Fakkeerappa Kaginelli, IPS., the then Superintendent of Police, Kurnool**, for publication of both Memoranda of Charges of PC 601 Sri G. Narasimhulu, attached to D.A.R. Kurnool sent a report to Commissioner of Printing, Stationery and Store Purchase Depot, Govt. Press, 1st floor, Muthyalampadu, Vijayawada on 24.11.2020 to publish the above in the A.P. Gazette for taking further action as per Rule 20 of A.P.C.S. (CC&A) Rules 1991 against the charged Officer.
 - Accordingly, the charge memos were published in the Andhra Pradesh Gazette on 07.12.2020.

Again the above two P.R. files vide PR No. A6/05/2014 dated.10.04.2014 and PR No. A6/OEPR-10/2014, dated. 19.12.2022 were sent to then S.D.P.O., Adoni, by the kind superintendent of Police, Kurnool, with instructions to complete the O.E. within two months and submit enquiry report.

In this connection, my predecessor to conduct O.E. against PC 601 Sri G. Narasimhulu, attached to D.A.R. Kurnool, flashed a Radio Message on 12.09.2022 addressed to R.I.A.R. Kurnool by information S.P Kurnool, Addl SP (Admin) Kurnool, Addl SP (A.R.) Kurnool, D.S.P. R Kurnool, A.O., D.P.O. Kurnool to direct charged Officer to attend the O.E. on 16.09.2022 at 10.00 hours at S.D.P.O. Office, Adoni. The said R.M. was acknowledged by W.P.C. 2069, Gmail communication.

Albeit, let us know the progress in the missing case vide Cr.No. 140/2015 u/s Man Missing which was registered in Kurnool II Town P.S. on 12.06.2015 based on the complaint of the wife of the charged officer PC 601 Sri G. Narasimhulu, attached to D.A.R. Kurnool but the S.H.O. Kurnool II Town P.S. informed my predecessor that the case referred as U.N. on 22.08.2022 vide C.No. 1190/SDPO-K/2022 of S.D.P.O. Kurnool since they could not get any clues in this case, and till today his whereabouts are unknown.

Moreover, my predecessor, when made a phone call to mobile No. 8465001638, belongs to the wife of Charged Officer PC 601 Sri G. Narasimhulu who has been residing at her hometown Anantapuram, but she did not respond. Further, when he called to No. 9440010422 in which the charged officer PC 601 mentioned the above mobile number in his leave petition dated 13.12.2012, it was allotted to another customer who is a farmer of Rajahmundry.

My predecessor, i.e., Sri K.S. Vinod Kumar, Sub. Divisional Police Officer Adoni has made hectic and persistent efforts to know the location of Charged Officer PC 601 to conduct O.E. but in vain. On that he resubmitted two OE files by submitting a detailed report to the kind Superintendent of Police, Kurnool in this regard.

In obedience to the instructions given by the present Superintendent of Police, Kurnool, to conduct an oral enquiry. On that O.E. concluded by examining only two witnesses, duly marking 03+1 documents as exhibits.

Albeit as per A.P.C.S. (Conduct) Rules 1964 and also as per Order No. 112(6) of A.P.P.M.- Part-I, Volume-I that the Police Officer should always be

devoted to duty and maintain absolute integrity, impartiality and in a disciplined manner and while doing so should remain unperturbed to praise and criticism. But the charged Officer did not do so and showed gross misconduct by exhibiting his unruly behaviour towards superior officers by ducking at the stroke and escaping to avoid attending oral enquiries deliberately, which is unacceptable in a disciplined department.

Under the above circumstances, I prepared the minutes and disposed of the Oral enquiry against PC 601 Sri G. Narasimhulu of V.R. Kurnool as an **Ex-parte**. In view of the oral evidence and documentary evidence adduced before me and in the circumstances narrated above, I hold the charge as "**Proved**" against Sri G. Narasimhulu, PC 601 of V.R., Kurnool.

8. Findings

Based on the documentary and oral evidence adduced before me, the charge against the C.O that "**Exhibited gross neglect of duty and reprehensible conduct and misbehaviour by taking a loan of Rs.45,000/- and 5 tulas gold from Vemula Sony w/o Daniel resident of Balaji Hills, Uppal, Ranga Reddy District and not returning to her. Further, you threatened her by abusing her in filthy language on the phone. By the above acts, you tarnished the image of the Police in the eyes of the Public and also violated Rules 3 and 9 of A.P.C.S (Conduct) Rules, 1964 being a Government servant**" is held "**PROVED**" against Sri G. Narasimhulu, PC 601 of V.R., Kurnool.

9. Annexure containing list of executive documents and list of witnesses examined are enclosed.

J. SIVA NARAYANA SWAMY,
*Enquiry Officer &
Sub-Divisional Police Officer,
Adoni,
Kurnool District.*

CERTIFICATE

Certified that the procedure laid down in Rule 20 of A.P.C.S. (CC & A) Rules, 1991 have been followed while conducting oral enquiry against Civil PC-601, G. Narasimhulu Attached to of D.A.R. Kurnool.

J. SIVA NARAYANA SWAMY,
*Enquiry Officer &
Sub-Divisional Police Officer,
Adoni,
Kurnool District.*